

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket: LANCELIN1

In re Application of:)	Conf. No.: 2302
Henri LANCELIN et al.)	
)	Art Unit: 1631
IA No.: PCT/FR03/002977)	
IA Filed: October 9, 2003)	Examiner: Jerry Lin
)	
371(c) Date: April 18, 2005)	
U.S. Appln. No.: 10/531,717)	Washington, D.C.
)	
For: METHOD AND DEVICE TO)	February 11, 2008
DETECT CHEMICAL...)	Monday

REPLY TO ELECTION OF SPECIES REQUIREMENT

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop: Amendment
Randolph Building, 401 Dulany Street
Alexandria, VA 22314

Sir:

Applicants are in receipt of the Office Action mailed January 10, 2008, entirely in the nature of a requirement for election of species. Applicants reply below.

First, however, applicants request the PTO to acknowledge receipt of applicants' papers filed under Section 119, it being noted that the PTO has acknowledged receipt of the priority document forwarded by the International Bureau of WIPO.

An election of species has been made among what the PTO deems as being three (3) patentably distinct species not so related as to form a single general inventive concept under PCT Rules 13.1 and 13.2.

As applicants must make an election even though the requirement is traversed, applicants hereby respectfully and provisionally elect Species A with traverse and without prejudice. The claims which read on Species A are, as the examiner has noted, specific claims 5 and 6, and generic claims 1-4, 10 and 11.

The requirement is traversed on the basis that the generic claims define, *prima facie*, a single general inventive concept under PCT Rules 13.1 and 13.2.

Applicants note that upon allowance of a generic claim, applicants will be entitled to consideration of the presently non-elected claims 7-9, and indeed any later added claims dependent on allowable generic claims, which later added claims might be directed to either or both non-elected species B and C.

Applicants now respectfully await the results of a first examination on the merits.

Respectfully submitted,

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